

MINUTES

STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS

**Will Meet On
Thursday, September 16, 2010
at 9:00 a.m.**

**Indiana Government Center South
302 West Washington Street, Room W064
Indianapolis, Indiana**

I. CALL TO ORDER

Mr. Harold Snead called the meeting to order at 9:06 a.m. in 402 West Washington Street, Room W072, Indianapolis, Indiana and declared a quorum in accordance with IC§ 25-31.

Members Present

Harold Snead (New Chairman)
Vincent Drnevich
Kenneth Spaulding
Mark Downey
John Sauer

Members Not Present

Jim Erb

Staff Present

Angela Smith Jones, Board Director, Indiana Professional Licensing Agency
Crystal Heard, Assistant Director, Indiana Professional Licensing Agency
James Schmidt, Board Advisor, Office of the Attorney General

II. ADOPTION /AMENDMENTS TO THE MINUTES OF July 15, 2010

Board Action: A motion was made to adopt the minutes without changes

**Drnevich/Sauer
5/0/0**

III. REPORT REGARDING CONSUMER COMPLAINTS FROM THE OFFICE OF THE ATTORNEY GENERAL By Liaison for the Board

John Sauer had nothing new to report.

IV. PERSONAL APPEARANCES

9:15 a.m.

A. David Dallas (Reinstatement)

Mr. Dallas did not appear before the board; however the board reviewed his information submitted.

Board Action: Motion made to renew license

Drnevich/Downey
Motion carried 5/0/0

B. Patrick Knoll (Probationary)

Mr. Knoll appeared before the board to have the board review letter and list of clients Mr. Knoll

Board Action: Motion made to approve letter with modifications.

Drnevich/Sauer
Motion carried 4/0/1 (Downey abstained)

C. Stanley Hiatt (Reinstatement)

Mr. Hiatt appeared before the board to seek reinstatement of his license. His license has been expired for at least 10 years.

Board action: Motion made upon completion of 30 credit hours of continuing education acceptable to the board. 1 hour has to be in Indiana Laws/Rules for Practicing of Engineering.

Drnevich/Spaulding
Motion carried 4/1/0 (Downey)

Amendment: 29 of 30 hours need to be in the area of technical competence in which he practices.

Sauer/Drnevich
Motion carried 4/1/0 (Downey)

D. Todd Stelmacher (Reinstatement)

Mr. Stelmacher did not appear; however, the board reviewed information submitted.

Board action: Motion to reinstate license without penalty.

Sauer/Drnevich
Motion carried 5/0/0

E. Michael Wetzel (Reinstatement)

Mr. Wetzel appeared before the board regarding the reinstatement of his license. Mr. Wetzel practiced engineering in Indiana during the time his license was expired. His license expired in 2006. The board agreed that having the license on probation was appropriate and he may not petition for withdrawal until all conditions are met. The list and letter can be submitted electronically.

Board action: A motion was made to reinstate license on probation with terms similar to Nagai and Thompson orders. Modification to the order would be that he would notify primary engineer and the client in which he was sub-contractor.

Downey/Drnevich
Motion carried 4/0/1 (Sauer)

F. Lee Nagai (probation)

Mr. Nagai appeared before the board to get approval for letter to be sent to clients in which he represented while his license was expired.

Board Action: Mr. Nagai's letter was approved and he is now to proceed with the sending the letter with return receipts.

Drnevich/Sauer
Motion carried 5/0/0

G. Ty Hagen (positive response)

Mr. Hagen submitted letter for board to review his Consent Decree regarding positive response on renewal.

Board Action: Board reviewed Consent Decree and made motion to renew his license.

Drnevich/Sauer
Motion carried 5/0/0

V. PETITIONS FOR REVIEW

- A. Robert Bouwkamp motion to grant petition
Sauer/ Drnevich
Motion carried 5/0/0

VI. ADMINISTRATIVE RULES HEARING

TITLE 864 STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS

Board Action: The board took into consideration the small business economic impact according to IC 4-22-2.5-3.1 and thus moved to readopt the rules as posted.

Downey/Sauer/
Motion carried 5/0/0

VII. ADMINISTRATIVE HEARINGS

A. In the Matter of the License Application of Luay Esho

Parties Present
Mr. Esho was present without counsel

Members Present

Harold Snead
Vincent Drnevich
Kenneth Spaulding
Mark Downey
John Sauer

Case Summary

Petitioners Exhibit 1: Minutes from the May 15, 2008 meeting.

Board Action: A motion was made to accept the course Mr. Esho submitted as a calculus based physics case and therefore grant him licensure.

Drnevich/Downey
Motion carried 5/0/0

VIII. CONSIDERATION OF ADMINISTRATIVE LAW JUDGE ORDERS

None

IX. DELIBERATIONS AND POSSIBLE ISSUANCE OF FINAL ORDER

None

X. NOTICE OF PROPOSED DEFAULT

A.

XI. DISCUSSION ITEMS

A. Statute and Rules

Re: Possible Modifications - **864 IAC 1.1-4.1-7(e)** which deals with exam attempts (Sauer)
Sauer and Schmidt will follow up prior to next meeting on how the board will handle exam attempts.

B. Board updates

Board Action: Motion made for Harold Snead move to chairman and John Sauer move to Vice Chair for the remainder of the year.

Downey/Drnevich
Motion carried 5/0/0

XII. CORRESPONDENCE

XIII. PERMIT/LICENSURE APPLICATIONS

A motion was made and seconded to approve all recommendations and decisions made by the Board members on applications for licensure that were reviewed throughout the Board meeting.

Drnevich/Sauer
Motion carried 5/0/0

XIV. BOARD DIRECTOR'S REPORT

A. Angela spoke on attending the National NCEES meeting and how there is an abundant of information presented at the national meeting.

XV. OLD/NEW BUSINESS

A. Investigative Fund – Fee Rules

Angela discussed that since she is leaving the agency legal counsel will drive the process.

B. Board issue

Mark Downey made the suggestion to have Harold and John to meet with Frances Kelly to discuss issues of the board.

C. CE Rules Discussion


Carry-over:

CE Audits: How do folks report their CE?

Programs and approval: certain organizations are automatically approved. For those who are not, what? They can get approved by NSPE, ISPE, ACEC, etc.

XVI. ADJOURNMENT

There being no further business and having completed its duties, the meeting of the State Board of Registration for Professional Engineers adjourned at 3:30 p.m.



Harold Snead – Chairperson
State Board of Registration for Professional Engineers

18 Nov 2010
Date

RECEIVED

NOV 22 2010

Indiana Professional
Licensing Agency